JAN 19 1992

Attorney Docket
No. 1240-08-1 (formerly
1207.0008)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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7/1/92

In re Application of:

RICHARD A. SCHATZ

Serial No.: 07/657,296 — Group Art Unit: 338

Filed: February 19, 1991 — Examiner: Paul Prebilic

For: EXPANDABLE INTRALUMINAL GRAFT

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on 6/15/92 (Date of Deposit)

David D. Tobor
Name of applicant, assignee, or Registered Representative

Signature

6/15/92
Date of Signature

AMENDMENT

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

In response to the Office Action of January 15, 1992, Applicant files the following Amendment. Reconsideration of this Application is respectfully requested.

THE REJECTIONS

Claims 1-6 were provisionally rejected under 35 U.S.C. §103 "as being obvious over copending application Serial No. 07/174,246". The Examiner stated that claims 1-6 are directed to an invention not patentably distinct from claims 25-36 of commonly assigned application Serial No. 07/174,246.

Claims 1-6 were also provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 25-36 of copending application Serial No. 07/174,246.

Reconsideration of these rejections is respectfully requested.

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